

**TIPPECANOE COUNTY BOARD OF COMMISSIONERS  
SPECIAL MEETING  
OCTOBER 2, 2002**

The Tippecanoe County Commissioners met on Wednesday, October 2, 2002 at 9:45 A.M. in the Tippecanoe Room in the County Office Building. Commissioners present were: President John L. Knochel, Vice President KD Benson, and Member Ruth E. Shedd; Auditor Robert A. Plantenga, County Attorney David W. Luhman, and Secretary Pauline E. Rohr. (Commissioners' Assistant Jennifer Weston was absent.)

President Knochel called the meeting to order.

***AGREEMENT: Copper Beech Town Homes Communities, LLP***

Vester & Associates representative Kyle Betz appeared to request approval of this Agreement between the County and the developer of Copper Beech Town Homes Communities, LLP. As a condition of approval of their preliminary plat on March 20, 2002, the developer agrees to maintain a 30' strip of land reserved for the extension of Cumberland Avenue for five (5) years.

(quote)

**MUTUAL AGREEMENT PURSUANT TO 5.9(6) of  
UNIFIED SUBDIVISION ORDINANCE**

Pursuant to the Area Plan Commission Conditional Preliminary Approval granted to Copper Beech Town Homes Communities, LLP on 20<sup>th</sup> of March 2002, and

Pursuant to Section 5.9(6) of the Unified subdivision Ordinance,

The Board of Commissioners of Tippecanoe County and Copper Beech Town Homes Communities, LLP mutually agree that the 5 year right-of-way reserved strip of land as shown in the plat as reserved for Cumberland Avenue shall be maintained by Copper Beech Town Homes Communities, LLP.

Dated: September 27, 2002

Copper Beech Town Home Communities, LLP  
By: /s/Ronald J. Gatehouse

Dates: October 2, 2002

Board of Commissioners of Tippecanoe County  
By: \_\_\_\_\_  
John Knochel  
\_\_\_\_\_  
KD Benson  
\_\_\_\_\_  
Ruth Shedd

ATTEST:

\_\_\_\_\_  
Robert A. Plantenga

(unquote)

Mr. Betz explained that, if the road is not constructed by the end of five years, the Agreement will expire and the developer will be required to go through the appraisal and condemnation process to build the road.

- Commissioner Benson moved to approve the Mutual Agreement between the County and Copper Beech Town Homes Communities, LLP, seconded by Commissioner Shedd; motion carried.

***ADJOURNMENT***

- Commissioner Benson moved to adjourn, seconded by Commissioner Shedd; motion carried.

**BOARD OF COMMISSIONERS OF  
THE COUNTY OF TIPPECANOE**

\_\_\_\_\_  
John L. Knochel, President

\_\_\_\_\_  
KD Benson, Vice President

\_\_\_\_\_  
Ruth E. Shedd, Member

**ATTEST:**

\_\_\_\_\_  
Robert A. Plantenga, Auditor